

1644
TFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1644
Examiner : Ronald B. Schwadron
Serial No. : 09/155,514
Filed : November 17, 1998
Inventors : Mie Kainoh
 : Toshiaki Tanaka
Title : CHIMERIC PROTEINS, THEIR
 : HETERODIMER COMPLEXES, AND
 : PLATELET SUBSTITUTES

Customer No.: 35811
Docket: 1102-98
Confirmation No.: 8751
Date: May 26, 2005

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Certificate of Mailing

For

Post Card

Amendment Transmittal Letter, in duplicate
Response to Notice to Comply with Requirements for Patent Applications Containing Nucleotide
Sequence and/or Amino Acid Sequence Disclosures
Office Communication and Notice to Comply dated 04/26/05
Statement to Support Filing and Submission in Accordance with 37 C.F.R. §§1.821-1.825
Paper copy of Sequence Listing
Computer readable form of Sequence Listing

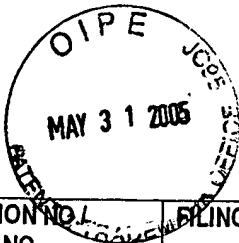
I hereby certify that this correspondence is being deposited with the United States Postal
Service as First Class Mail in an envelope addressed to **Mail Stop Amendment**, Commissioner
for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below.

Name of Applicant, Assignee, Applicant's Attorney
or Registered Representative:

DLA Piper Rudnick Gray Cary US LLP
Customer No. 035811

By: Paul Carano

Date: May 26, 2005



UNITED STATES DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

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APPLICATION NO. / CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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200504

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

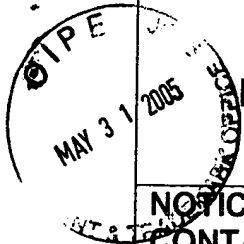
The reply filed 1/26/2005 is not fully responsive to the Office communication mailed 12/21/2004 for the reason(s) set forth below or on the attached Notice To Comply With The Sequence Rules or CRF Diskette Problem Report.

The amino acid sequence depicted underneath the nucleic acid sequence of SEQ. NO. 1 on page 6 of the sequence listing, last seven lines, is incorrect. It appears that this error is the result of starting the amino acid sequence at the wrong point in the nucleic acid sequence (see sequence listing filed 6/30/2000 for correct amino acid depiction). In the sequence listing filed 6/30/2000, the last three nucleic acids not identified by an amino acid (4226-4228) encode a stop codon, whilst in the sequence listing filed 1/26/2005 they are ga.

Since the above-mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of **ONE (1) MONTH** or **THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Ron Schwadron, Ph.D.
Primary Examiner
Art Unit 1644

RONALD B. SCHWADRON
PRIMARY EXAMINER
GROUP 1800-1600



Notice to Comply

Application No.
09/155514

Applicant(s)
Kainoh et al.

Examiner
Ron Schwadron,
Ph.D.

Art Unit
1644

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☒ 7. Other: see enclosed communication

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216 or (703) 308-2923

For CRF Submission Help, call (703) 308-4212 or 308-2923

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